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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA

Plaintiff,

v.

KENNETH EUGENE HOLLOWAY,

Defendant.

No. CR 97-40059 CW &
CR 07-00344 CW

PETITION FOR AND WRIT OF HABEAS
CORPUS AD PROSEQUENDUM

TO: The Honorable Wayne D. Brazil, United States Magistrate Judge of the United
States District Court for the Northern District of California:

Special Assistant United States Attorney Bryan R. Whittaker respectfully requests that
this Court issue a Writ of Habeas Corpus Ad Prosequendum for the person of prisoner,
KENNETH EUGENE HOLLOWAY, whose place of custody and jailor are set forth in the
requested Writ, attached hereto, and your petitioner avers that the prisoner is required to appear
in the above-entitled matters before the Honorable Claudia Wilken, United States District Judge,
at 2:00 p.m. on Wednesday, October 3, 2007, and therefore petitioner prays that this Court issue

PETITION FOR WRIT OF HABEAS
CORPUS AD PROSEQUENDUM
CASE NOS. CR 97-40059 CW & CR 07-00344 CW

1 the Writ as presented.

2
3 Dated: September 19, 2007

Respectfully submitted,

4 SCOTT N. SCHOOLS
5 United States Attorney

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7 /S/
8 BRYAN R. WHITTAKER
9 Special Assistant United States Attorney
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27 PETITION FOR WRIT OF HABEAS
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CASE NOS. CR 97-40059 CW & CR 07-00344 CW

1 THE PRESIDENT OF THE UNITED STATES OF AMERICA

2 TO: FEDERICO ROCHA, United States Marshal, Northern District of California, and/or any of
3 his authorized deputies, and the Sheriff of Contra Costa County:

4 GREETINGS

5 WE COMMAND that on Wednesday, October 3, 2007, at 2:00 p.m., or as soon thereafter
6 as practicable, you have and produce the body of KENNETH EUGENE HOLLOWAY, DOB
7 11/16/1966, in your custody, before the United States District Court in and for the Northern
8 District of California, in the Courtroom of the Hon. Claudia Wilken, United States District
9 Judge, 1301 South Clay Street, Oakland, California, Courtroom 2, 4th Floor, in order that
10 KENNETH EUGENE HOLLOWAY may then appear for an appearance upon the charges
11 heretofore filed against him in the above-entitled Court, and that immediately after said hearing
12 to return him forthwith to said above-mentioned institution or abide by such order of the above-
13 entitled Court as shall thereafter be made concerning the custody of said prisoner, and further to
14 produce said prisoner at all times necessary until the termination of the proceedings in this Court;

15 IT IS FURTHER ORDERED that should the local or state custodian release from its
16 custody the above-named person, he be immediately delivered and remanded to the United States
17 Marshal and/or his authorized deputies under this Writ.

18 WITNESS the Hon. Wayne D. Brazil, United States Magistrate Judge, United States
19 District Court for the Northern District of California.

20 DATED: September __, 2007

21 CLERK, UNITED STATES DISTRICT COURT
22 NORTHERN DISTRICT OF CALIFORNIA

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24 By:

DEPUTY CLERK

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27 PETITION FOR WRIT OF HABEAS
28 CORPUS AD PROSEQUENDUM
CASE NOS. CR 97-40059 CW & CR 07-00344 CW

1 UNITED STATES DISTRICT COURT

2 NORTHERN DISTRICT OF CALIFORNIA

3 OAKLAND DIVISION

4
5 UNITED STATES OF AMERICA)

6 Plaintiff,)

7 v.)

8 KENNETH EUGENE HOLLOWAY,)

9)
10 Defendant.)
11 _____)

No. CR 97-40059 CW &
CR 07-00344 CW

[PROPOSED] ORDER GRANTING
PETITION FOR AND WRIT OF HABEAS
CORPUS AD PROSEQUENDUM

12 Upon motion of the United States of America, and good cause appearing therefore,

13 IT IS HEREBY ORDERED that the United States' request for issuance of a Writ of
14 Habeas Corpus Ad Prosequendum requiring the production of defendant, KENNETH EUGENE
15 HOLLOWAY, before the Hon. Claudia Wilken, United States District Judge, at 2:00 p.m. on
16 Wednesday, October 3, 2007, or as soon thereafter as may be practicable, is granted, and the Writ
17 shall be issued as presented.
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Dated: _____

HONORABLE WAYNE D. BRAZIL
United States Magistrate Judge

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27 PETITION FOR WRIT OF HABEAS
28 CORPUS AD PROSEQUENDUM
CASE NOS. CR 97-40059 CW & CR 07-00344 CW